

**NATIONAL LAW UNIVERSITY
ACT 2007
(DELHI Act No. I of 2008)**

As Amended by Act 7 of 2009



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NATIONAL LAW UNIVERSITY DELHI

ACT 2007

(DELHI ACT No. I of 2008)

No.F.14 (7)LA-2007/- The following Act of Legislative Assembly of the National Capital Territory of Delhi received the assent of the Lt. Governor of Delhi on the 16th January, 2008 and is hereby published for general information:-

“The National Law University, Delhi Act, 2007”

(Delhi Act I of 2008)

(As passed by the Legislative Assembly of the National Capital Territory of Delhi on the 26th December, 2007). [16th January, 2008]

An Act for the establishment of a University by the name of the National Law University Delhi in the National Capital Territory of Delhi and for Matters Connected therewith or incidental thereto.

Whereas the committee appointed by the Chief Justice Conference on Legal Education and Training (1993) has recommended the establishment in each State of an Institution on the model of the National Law School of India University at Bangalore;

AND WHEREAS the All India Law Ministers Conference (1995) has resolved to set up in each State a Law School modeled on the lines of the National Law School of India University at Bangalore for improving the quality of professional legal education;

AND WHEREAS it is considered necessary to encourage the establishment of such a national level Institution of excellence in the field of legal education and research in the National Capital Territory of Delhi;

AND WHEREAS in furtherance to this object, Government of National Capital Territory of Delhi and Delhi High Court have taken unto themselves the complete project of developing the integrated Complex and running the National Law School at Delhi, for attainment of this object;

AND WHEREAS it is deemed expedient to establish the University for the purpose hereinafter appearing.

BE it enacted by the Legislative Assembly of the National Capital Territory of Delhi in the Fifty- eighth year of the Republic of India as follows:-

* **Amended** vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

Chapter I

Preliminary

* 1. Short Title and Commencement:-

- (1) This Act may be called the National Law University, Delhi Act, 2007.
- (2) It shall come into force on such date as the Government may, by notification in the official Gazette, appoint.

2. Definitions: - In this Act, unless the context otherwise requires:

- (1) "Academic Council" means the Academic Council of the University;
- (2) "Bar Council" means the Bar Council of Delhi constituted under the Advocates Act, 1961 (25 of 1961);
- (3) "Bar Council of India" means the Bar Council of India constituted under the Advocate Act, 1961 (25 of 1961);
- (4) "Chancellor" means the Chancellor of the University;
- (5) "Chief Justice" means the Chief Justice of the High Court of Delhi and includes the Judge performing the duties of the Chief Justice of the High Court of Delhi;
- (6) "Executive Council" means the Executive Council of the University;
- (7) "Finance Committee" means the Finance Committee of the University;
- (8) "Governing Council" means the Governing Council of the University;
- (9) "Government" means the Lieutenant Governor of the National Capital Territory of Delhi appointed by the President under article 239 and designated as such under article 239 AA of the Constitution;
- (10) "Registrar" means the Registrar of the University;
- (11) "Regulations" and "Statutes" means respectively the Regulations and Statutes of the University made under this Act;
- *(12) "University" means the National Law University, Delhi established under section 3 of this Act;
- (13) "Vice-Chancellor" means the Vice-Chancellor of the University.

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

CHAPTER II

The University

3.* Establishment of University:-

- (1) There shall be established in the National Capital Territory of Delhi a University by the name of "the National Law University, Delhi".
- (2) The University shall be a body corporate having perpetual succession and a common seal and shall sue and be sued by its name represented by the Registrar of the University.
- (3) The University shall be engaged in teaching and research in law and in allied disciplines.
- (4) The main seat of the University shall be at New Delhi and it may establish campuses at such other places as it may deem fit.

4. Objects of the University:- The objects of the University shall be:

- (a) To evolve and impart comprehensive legal education including distant and continuing legal education at all levels to achieve excellence;
- (b) To organize advanced studies and promote research in all branches of law;
- (c) to disseminate legal knowledge and legal processes and their role in national development by organizing lectures, seminars, symposia, workshops and conferences;
- (d) To promote cultural, legal and ethical values with a view to promote and foster the rule of law and the objectives enshrined in the Constitution of India;
- (e) To improve the ability to analyse and present for the benefit of the public contemporary issues of public concern and their legal implications;
- (f) To liaise with institutions of higher learning and research in India and abroad;
- (g) To publish periodicals, treatises, study books, reports, journals and other literature on all subjects relating to law;
- (h) To hold examinations and confer degrees and other academic distinctions;

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

- (i) To promote legal awareness in the community for achieving social and economic Justice
- (j) To undertake study and training projects relating to law, legislation and judicial institutions; and
- (k) to do all such things as are incidental, necessary or conducive to the attainment of all or any of the objectives of the University.

5. Powers and Functions of the University : -

The powers and the functions of the University shall be:

- (a) to administer and manage the University and such centers for study, research, education and instructions as are necessary in furtherance of the objects of the University;
- (b) to provide for instructions in all branches of knowledge or learning pertaining to law and allied subjects as the University may deem fit;
- (c) to make provisions for research and for the advancement and dissemination of knowledge of law including through distance learning /continuing education programmes ;
- (d) to institute degrees, titles, diplomas ,certificates and other distinctions;
- (e) to hold examinations and to confer degrees, titles, diplomas and other academic distinctions on persons subject to such conditions as the University may determine and to withdraw any such degrees, titles, diplomas and other academic distinctions subject to such conditions as the University may determine;
- (f) to fix demand and receive fees and other charges as may be prescribed;
- (g) to Institute and maintain halls and hostels and to recognize places of residence for the students of the University and to withdraw such recognition accorded to any such place of residence;
- (h) to establish special centers, specialized study centers or other units for research and instructions as are, in the opinion of the University, necessary in furtherance of its objects;
- (i) to supervise and control the residence and to regulate the discipline of the students and staff of the University and to make arrangements for promoting their health and general welfare;
- (j) to make such arrangements in respect of residence, discipline and teaching of women students;

- (k) to create academic, technical, administrative, ministerial and other posts and to make appointments thereto;
- (l) to regulate and enforce discipline among the employees of the University and to take such disciplinary measures as may be deemed necessary;
- (m) to Institute professorships, associate professorships, assistant professorships, readerships, lecturerships and any other teaching, academic or research posts required by the University;
- (n) to appoint persons as professors, associate professors, assistant professors, readers, lecturers or otherwise as teaching and researchers of the University and as other classes of employees;
- (o) to institute and award fellowships, scholarships, prizes and medals'
- (p) to provide for printing, reproduction and publication of research and other works and to organize exhibitions;
- (q) to sponsor and undertake research in all aspects of law, justice and social development;
- (r) to co-operate with any other organizations in the matter of education, training and research in law, justice, social development and allied subjects for such purposes as may be agreed upon on such terms and conditions as the University may from time to time determine;
- (s) to co-operate with institutions of higher learning in any part of the world having objects wholly or otherwise similar to those of the University by exchange of teachers and scholars and generally in such manner as may be conducive to the common objects;
- (t) to regulate the expenditure and to manage accounts of the University;
- (u) to establish and maintain within the premises of the University or elsewhere such schools, colleges and study halls as the University may consider necessary and adequately furnish the same to establish and maintain such libraries and reading rooms as may appear convenient or necessary for the University ;
- (v) to receive grants, subventions, subscriptions; donations and gifts for the purpose of the University consistent with the objects for which University is established;
- (w) To purchase, take on lease, or accept as gifts, or otherwise any land or building or works, which may be necessary or convenient for the purpose of the University and on such terms and conditions as it may think fit and proper and to construct or alter and maintain any such building or works;

- (x) To sell, exchange, lease or otherwise dispose of all or any portion of the properties of the University, moveable or immovable, on such terms and conditions as it may think fit and proper without prejudice to the interests and activities of the University;
- (y) To draw and accept, to make and endorse, to discount and negotiate Government of India and other promissory notes, bills of exchanges, cheques or other negotiable instruments;
- (z) To execute conveyances, transfers, re-conveyances, mortgages, leases; licences and agreements in respect of property, moveable or immovable including government securities belonging to the University or to be acquired for the purpose of the University;
- (Za) to appoint in order to execute an instrument or transact any business of the University any person as it may deem fit;
- (Zb) to give up and cease from carrying on any classes or departments of the University;
- (Zc) to enter into any agreement with the Central Government State Government, the University Grants Commission or other authorities for receiving grants;
- (Zd) To accept grant of money, securities or property of any kind or description on such terms and conditions as may be deemed expedient;
- (Ze) To raise and borrow money on bonds, mortgages, promissory notes or other obligations or securities founded or based upon all or any of the properties and assets of the University or without any securities and upon such terms and conditions as it may think fit and to pay out of the funds of the University, all expenses incidental to the raising of money, and to repay and redeem any money borrowed or debt made;
- (Zf) to invest the funds of the University or moneys entrusted to the University in or upon such securities or deposits and in such manner as it may deem fit and from time to time transpose any investments;
- (Zg) To make such Statutes, Regulations and other instruments as may, from time to time, be considered necessary for regulating the affairs and the management of the University and its properties and to alter, modify and to rescind them;
- (Zh) To constitute for the benefit of the academic, technical, administrative and other staff, in such manner and subject to such conditions as

may be prescribed pension, insurance, provident fund and gratuity and other schemes as it may deem fit and to make such grants as it may think fit for the benefit of the staff of the University and to aid in the establishment and support of associations, institutions, funds and trusts for the benefit of the staff and the students of the University;

- (Zi) to confer honorary degrees and other distinctions in the manner laid down in the regulations;
- (Zj) to delegate all or any of its powers to the Vice-chancellor or any committee or to any one or more members of its body or its officers; and
- (Zk) to do all such other acts and things as the University may consider necessary, conducive or incidental to the attainment or enlargement of the aforesaid objects or any of them.

6. Teaching in the University:-

- (1) all teaching in connection with the degrees, diplomas and certificates of the University shall be conducted in accordance with the syllabi prescribed by the Regulations.
- (2) The courses and curricula and the authorities responsible for organizing the teaching of such courses and curricula shall be as prescribed by the Regulations.

7. Visitors of the University:-

- (1) The Chief Justice of India or his nominee, who shall be senior judge of the Supreme Court, shall be the Visitors of the University.
- (2) The Visitor when present shall preside over the convocations of the University and the meetings of the governing Council.

8. Chancellor of the University:-

- (1) The chief Justice shall be the Chancellor of the University.
- (2) The Chancellor, when present and in the absence of the Visitor shall preside over the convocations of the University and the meetings of the Governing Council.
- (3) The Chancellor may cause an inspection to be made by such person or persons as he may direct, of the University, its buildings, libraries and equipment and of any institution maintained by the University, and also of the examinations, teaching and other work conducted or done by the University and cause an inquiry to be made in the like

manner in respect of any matter connected with the administration and finances of the University.

- (4) The Chancellor may offer such advice to the University as he may deem fit with reference to the result of such inspection or inquiry.
- (5) The University shall communicate to the Chancellor the action taken or proposed to be taken on such advice.
- (6) In case of differences among the authorities or officers of the University on any matter which cannot be otherwise resolved, the decision of the Chancellor shall be final.
- (7) The Chancellor may invite a person or persons of eminence in law and legal education to advise the University in relation to affairs of the University as and when he deems it necessary.

9. Vice-Chancellor of the University:-

- (1) there shall be a Vice-Chancellor of the University who shall be appointed in the manner as provided in section 20.
- * (2) The term of the Vice-Chancellor shall be for a period of five years.

CHAPTER III

Authorities of University

10. Authorities of the University:-

The following shall be the authorities of the University namely:

- (a) the Governing Council;
- (b) the Executive Council;
- (c) the Academic Council ;
- (d) the Dispute Redressal Committee ;
- (e) the Finance Committee ;and
- (f) Such other authorities as may, from time to time, be declared as such by the Statutes.

11. Governing Council and its term of the Office:-

- (1) The Governing Council shall be the supreme authority of the University

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

and shall consist of the following persons, namely:-

- (a) the Chancellor ;
 - (b) the Vice-Chancellor ;
 - (c) two persons from amongst the sitting Judges of the High Court of Delhi, nominated by the Chancellor.
 - (d) one person from amongst the former Judges of the High Court of Delhi, nominated by the Chancellor ;
 - (e) the Chairman, Bar Council of India or his nominee from amongst the members of the Bar Council of India;
 - (f) the Chairman, Bar Council of Delhi, or his nominee from amongst the members of the Bar Council of Delhi ;
 - (g) two pre-eminent persons in the disciplines of social sciences and Humanities, nominated by the Chancellor ;
 - (h) two pre-eminent persons in the legal and educational fields, nominated by the Chancellor ;
 - (i) the Chief Secretary, Government of National Capital Territory of Delhi;
 - (j) the Principal Secretary , Finance, Government of National Capital Territory of Delhi;
 - (k) the Secretary, Higher Education, Government of National Capital Territory of Delhi; and
 - (l) the Principal Secretary, Law, Justice and Legislative Affairs, Government of National Capital Territory of Delhi.
- (2) Where a person has become a member of the Governing Council by reasons of the office or appointment he holds, his membership shall terminate when he ceases to hold that office or appointment.
 - (3) The term of office of the nominated members of the Governing Council other than the ex-officio members shall be three years.
 - (4) A member of the Governing Council shall cease to be a member if he resigns or becomes of unsound mind, or becomes insolvent or is convicted of a criminal offence involving moral turpitude. A member, other than the Vice-Chancellor or professor, shall also cease to be member if he accepts a full time appointment in the University; or if he, not being an ex-Officio member, fails to attend three consecutive meetings of the Governing Council without the leave of the Chancellor,

- (5) A member of the Governing Council, other than an ex-officio member, may resign his office by a letter addressed to the Chancellor and such resignation shall take effect as soon as it has been accepted by him.
- (6) Any vacancy in the Governing Council shall be filled by nomination by the respective nominating authority and on expiry of the period of the vacancy; such nomination shall cease to be effective.

12. Powers, Functions, and Meetings of the Governing Council:-

- (1) The Governing Council shall be the plenary authority of the University and shall formulate and review from time to time the broad policies and programmes of the University and devise measures for the improvement and development of the University and shall also have the following powers and functions, namely :-
 - (a) To consider and pass the annual report, financial statement and the budget estimates prepared by the Executive Council and to adopt them with or without modification;
 - (b) To make Statutes concerning the administration of the affairs of the University including prescribing the procedures to be followed by the authorities and the officers of the University in the discharge of their functions.
- (2) The Governing Council shall meet at least once in a year. An annual meeting of the Governing Council shall be held on a date to be fixed by the Executive Council, unless some other date has been fixed by the Governing Council in respect of any year.
- (3) A report of the working of the University during the previous year, together with a statement of receipt and expenditure, the balance sheet as audited, and the financial estimates shall be presented by the Vice-Chancellor to the Governing Council at its annual meetings.
- (4) The meetings of the Governing Council shall be called by the Chancellor or by the Vice-Chancellor either on his own or at the request of not less than ten members of the Governing Council.
- (5) For every meeting of the Governing Council, fifteen days notice shall be given.
- (6) One-half of the members existing on the rolls of the Governing Council shall form the quorum.
- (7) Each member shall have one vote and if there be equality of votes on any question to be determined by the Governing Council the person presiding over the meeting shall, in addition, have a casting vote.

- (8) In case of difference of opinion among the members, the opinion of the majority shall prevail.
- (9) If urgent action by the Governing Council becomes necessary, the Vice-Chancellor may permit the business to be transacted by circulation of papers to the members of the Governing Council. The action so proposed to be taken shall not be taken unless agreed to by a majority of members of the Governing Council. The action so taken shall be forthwith intimated to all members of the Governing Council. In case the authority concerned fails to take decision, the matter shall be referred to the Chancellor, whose decision shall be final.

***13. Executive Council:-**

- (1) The Executive Council shall consist of the following persons, namely:-
 - (a) the Vice-Chancellor of the University;
 - (b) the Chairman of the Bar Council of India, or his nominee from amongst its members;
 - (c) the Chairman, Bar Council of Delhi, or his nominee from amongst its members;
 - (d) the Principal Secretary, Finance, Government of National Capital Territory of Delhi;
 - (e) the Secretary, Higher Education, Government of National Capital Territory of Delhi;
 - (f) the Principal Secretary, Law, Justice and Legislative Affairs, Government of National Capital Territory of Delhi;
 - (g) three Professors of Law outside the University nominated by the Chancellor ;
 - (h) two teachers of the University to be nominated by the Vice-Chancellor, of whom one shall be from among the Professors and one from among the associate professors of the University, by rotation for a period of one year.
- *(2) The Vice-Chancellor shall be the Chairman of the Executive Council.
- (3) Where a person has become a member of the Executive Council by reason of the office or appointment he holds, his membership shall terminate when he ceases to hold that office or appointment.

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

- (4) The term of office of the nominated members of the Executive Council, other than ex-Officio members, shall be three years.
- (5) A member of the Executive Council shall cease to be member, if he resigns or becomes of unsound mind or becomes insolvent or is convicted of a criminal offence, involving moral turpitude. A member other than the Vice-Chancellor or teacher shall also cease to be a member if he accepts a full time appointment in the University, or if he, being a teachers fails to attend three consecutive meetings of the Executive Council without the leave of the Vice-Chancellor.
- (6) A member of the Executive Council other than an ex-officio member, may resign his office by a letter addressed to the Vice-Chancellor and such resignation shall take effect as soon as it has been accepted by him.
- (7) Any vacancy in the Executive Council shall be filled by nomination by the respective nominating authority and on expiry of the period of vacancy, such nomination shall cease to be effective.

14. Powers, Functions and Meetings of the Executive Council:-

- (1) The Executive Council shall be the chief executive authority of the University and, as such, shall have all powers necessary to administer the University subject to the provisions of this Act and the Statutes made there under; and may make Regulations for that purpose and also with respect to matters provided hereunder
- (2) The Executive Council shall have the following powers and functions, namely:-
 - (a) to recommend the names of three persons to the Chancellor for appointment as Registrar of the University on the recommendations of the selection committee constituted for that purpose by it and headed by the Vice-Chancellor;
 - (b) to prepare and present to the Governing Council at its annual meeting-
 - (i) A report on the working of the University;
 - (ii) A Statement of accounts; and
 - (iii) Budget proposals for the ensuing academic year;
 - (c) to manage and regulate the finances, accounts, investments, properties, business and all other administrative affairs of the University and for that purpose, constitute committees and delegate the powers to such committees or such officers of the University as it may deem fit;

- (d) to invest any money belonging to the University, including any unapplied income, in such stock, funds, shares or securities, as it may, from time to time, think fit, or in the purchase of immovable property in India, with the like power of varying such investments from time to time;
 - (e) to transfer or accept transfer of any moveable or immobile property on behalf of the University ;
 - (f) to enter into vary, carryout and cancel contracts on behalf of the University and for that purpose to appoint such officers as it may think fit;
 - (g) to provide the buildings, premises, furniture and apparatus and other means needed for carrying on the work of the University ;
 - (h) to entertain, adjudicate upon, and if it think fit, to redress any grievances of the officers, teachers, students and employees of the University;
 - (i) to create teaching, administrative, ministerial and other necessary posts, to determine the number and emoluments of such posts, to specify the minimum qualifications for appointment to such posts on such terms and conditions of service as may be prescribed by the Regulations made in this behalf;
 - (j) to appoint examiners and moderators, and if necessary to remove them and to fix their fees, emoluments and travelling and other allowances, after consulting the Academic Council ;
 - (k) to select a common seal for the University; and
 - (l) to exercise such other powers and to perform such other duties as may be considered necessary, or imposed on it by or under this Act.
- (3) The Executive Council shall meet, at least, once in three months and not less than fifteen days notice shall be given of such meetings.
 - (4) The meeting of the Executive Council shall be called by the Registrar under instructions of the Vice-Chancellor or at the request of not less than five members of the Executive Council.
 - (5) one-half of the members of the Executive Council shall form the quorum at any meeting.
 - (6) In case of difference of opinion among the members the opinion of the majority shall prevail.
 - (7) Each member of the Executive Council shall have one vote and if there be equality of votes on any question to be determined by the

Executive Council, the Chairman of the Executive Council or as the case may be, the member presiding over that meeting shall, in addition, have a casting vote.

- * (8) Every meeting of the Executive Council shall be presided over by the Vice-Chancellor and in his absence by a member chosen by the members present.
- (9) If urgent action by the Executive Council becomes necessary, the Vice-Chancellor may permit the business to be transacted by circulation of papers to the members of the Executive Council. The action so proposed to be taken shall not be taken unless agreed to by a majority of members of the Executive Council. The action so taken shall be forthwith intimated to all the members of the Executive Council. In case the authority concerned fails to take decision, the matter shall be referred to the Chancellor whose decision shall be final.

15. Academic Council:-

- (1) The Academic Council shall consist of the following persons, namely:-
- (a) the Vice-Chancellor who shall be the Chairman ;
 - (b) three persons from amongst educationists of repute or men of letters or members of the legal profession or eminent public men, who are not in the service of the University, nominated by the Chancellor;
 - (c) a nominee of the Bar Council of India;
 - (d) all the Heads of the Departments;
 - (e) two members of the teaching staff, one each respectively representing the associate and assistant professors of the University, nominated by the Vice-Chancellor for a period of one year on rotation;
- Provided that an employee of the University shall not be eligible for nomination under category (b)
- (2) The term of the members other than ex-officio members and those whose term is specified by clause (e) of sub-section (1), shall be three years.

16. Powers, Functions and Meetings of the Academic Council:-

- (1) Subject to the provisions of this Act, Statutes and Regulations and

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

overall supervision of the Executive Council, the Academic Council shall manage the academic affairs and matters in the University and in particular shall have the following powers and functions, namely:-

- (a) To report on any matter referred or delegated to it by the Governing Council or the Executive Council;
- (b) To make recommendations to the Executive Council with regard to the creation, abolition or classification of teaching posts in the University and the emoluments payable and the duties attached thereto;
- (c) To formulate and modify or revise schemes for the organization of the faculties, and to assign to such faculties their respective subjects and also to report to the Executive Council as to the expediency of the abolition or sub-division of any faculty or the combination of one faculty with another;
- (d) to recommended arrangements for the instruction and examination of persons other than those enrolled in the University;
- (e) to promote research within the University and to require from time to time, reports on such research ;
- (f) to consider proposals submitted by the faculties;
- (g) to lay down policies for admission to the University;
- (h) to recommend recognized diplomas and degrees of other Universities and institutions and to determine their equivalence in relation to the certificates, diplomas and degrees of the University;
- (i) to fix, subject to any conditions accepted by the Governing Council, the time, mode and conditions of competition for fellowships, scholarships and other prizes and to recommend for award of the same;
- (j) to make recommendations to the Executive Council in regard to the appointment of examiners and, if necessary, their removal, fixation of their fees, emoluments, traveling and other expenses;
- (k) to recommend arrangements for the conduct of examinations and the dates for holding them;
- (l) to declare or review the result of the various examinations or to appoint committees or officers to do so, and to make recommendations regarding the conferment or grant of degrees, honours, diplomas, licences, titles and marks of honour

- (m) to recommend stipends, scholarships, medals and prizes and to make other awards in accordance with the Regulations and such other conditions as may be attached to the awards;
 - (n) to approve or revise lists of prescribed or recommended text books and to publish the same and syllabus at the prescribed courses of study;
 - (o) to approve such forms and the registers as are, from time to time, required by the Regulations;
 - (p) to formulate, from time to time, the desired standards of legal education to be adhered in drawing up the curriculum /syllabi for being taught in the University ; and
 - (q) to perform, in relation to academic matters, all such duties and to do all such acts as may be necessary for the proper carrying out of the provisions of this Act and the Regulations made there under.
- (2) The Academic Council shall meet as often as may be necessary, but not less than two times during an academic year.
 - (3) One-half of the existing members of the Academic Council shall form the quorum for a meeting of the Academic Council.
 - (4) In case of difference of opinion among the members, the opinion of the majority shall prevail.
 - (5) Each member of the Academic Council, including the Chairman of the Academic Council, have one vote and if there be an equality of votes on any question to be determined by the Academic Council, the Chairman of the Academic Council, or, as the case may be, the member presiding over the meetings, shall in addition, have a casting vote.
 - (6) Every meeting of the Academic Council shall be presided over by the Vice-Chancellor and in his absence by a member chosen in the meeting to preside on the occasion.
 - (7) If urgent action by the Academic Council becomes necessary, the Chairman of the Academic Council may permit the business to be transacted by circulation of the papers to the members of the Academic Council. The action proposed to be taken shall not be taken unless agreed to, by a majority of the members of the Academic Council. The action so taken shall forthwith be intimated to all the members of the Academic Council. In case the authority concerned fails to take decision, the matter shall be referred to the Chancellor whose decision shall be final.

17. Dispute Redressal Committee:-

- (1) There shall be a Dispute Redressal Committee to redress the dispute that may arise between the management and staff, management and students, teachers and students and teachers and management, comprising:-
 - (a) the Vice-Chancellor or his nominee;
 - (b) one member of the Executive Council, nominated by the Chancellor;
 - (c) one member, nominated by the Chancellor, who is not part of any of the council or committees to the University and who is a distinguished law academic with at least fifteen years experience in a similar institution.
- (2) The Registrar shall be the Convenor of the Disputes Redressal Committee.
- (3) Where the dispute relates to a complaint of sexual harassment, the Dispute Redressal Committee shall be reconstituted by co-opting certain additional members consistent with the law.
- (4) The Executive Council, or any smaller body, that may be constituted by it for this purpose, shall be the appellate authority;
- (5) The rules and regulations governing the functioning of the Dispute Redressal Committee and the appellate authority shall be as framed by the Executive Council.

18. Finance Committee:-

- (1) There shall be a Finance Committee constituted by the Executive Council consisting of the following, namely:-
 - (a) the Vice-Chancellor ;
 - (b) the Principal Secretary, Finance, Government of National Capital Territory of Delhi; and
 - (c) Three other members nominated by the Executive Council from amongst its members of whom one shall be a professor.
- (2) The members of the Finance Committee, other than the Vice-Chancellor and Professor, shall hold office so long as they continue as members of the Executive Council.
- (3) The functions and duties of the Finance Committee shall be as follows:-
 - (a) to examine and scrutinize the annual budget of the University and to make recommendations on financial matters to the Executive Council;

- (b) to consider all proposals for new expenditure and to make recommendations to the Executive Council;
 - (c) To consider the periodical statements of accounts and to review the finances of the University from time to time and to consider re-appropriation statements and audit reports and to make recommendations to the Executive Council;
 - (d) To give its views and to make recommendations to the Executive Council on any financial question affecting the University either on its own initiative or on reference from the Executive Council or the Vice-Chancellor.
- (4) The Finance Committee shall meet at least, thrice in every year. Three members of the Finance Committee shall form the quorum.
- (5) The Vice- Chancellor shall preside over the meetings of the Finance Committee, and in his absence, a member elected at the meeting shall preside. In case of deference of opinion among the members, the opinion of the majority of the members present shall prevail.

CHAPTER IV

Officers of the University

19. Officers of the University:-

The following shall be the officers of the University:

- (a) the Vice-Chancellor ;
- (b) the Registrar;
- (c) heads of the Departments;
- (d) such other officers as may be prescribed by the Statutes or Regulations.

20. The Vice-Chancellor:-

- (1) The Vice-Chancellor shall be an academic person and an outstanding scholar in law or an eminent jurist. He shall be a whole time salaried officer of the University.
- (2) The Vice-Chancellor shall be appointed by the Chancellor on the recommendations of the Governing. Council from out of a panel of not less than three persons recommended (the names being arranged

in the alphabetical order) by a selection committee constituted under sub-section (3);

Provided that if the Chancellor does not approve of any of the persons so recommended, he may call for fresh recommendations.

- (3) The selection Committee referred to in sub-section-(2) shall consists of three members of whom one shall be nominated by the Executive Council, one by the Chairman, University Grants Commission and one by the Chancellor from among the retired or serving Judges of the High Court of Delhi. The person nominated by the Chancellor shall be the Convenor of the Committee:

Provided that no person who is an employee of the University shall be nominated as the member of the selection committee.

- *(4) The Vice-Chancellor shall hold office for a term of five years or such less period as the Governing Council may decide, from the date on which he enters upon his office, or until he attains the age of seventy years, whichever is earlier, and he shall be eligible for re-appointment for further term till he attains the age of seventy years:

Provided that the Chancellor may require the Vice-Chancellor after his term has expired to continue in office for such period, not exceeding a total period of one year as may be specified by him.

- (5) The emoluments and other conditions of service of the Vice-Chancellor shall be as prescribed by Regulations.
- (6) If the office of the Vice-Chancellor becomes vacant due to death, resignation or otherwise or if he is unable to perform his duties due to ill health or any other cause, the Chancellor shall have the authority to designate a professor of the University to perform the functions of the Vice-Chancellor until the new Vice-Chancellor assumes his office or until the existing Vice-Chancellor attends to the duties of his office, as the case may be:
- (7) The Vice-Chancellor shall:-
- (a) ensure that the provisions of this Act, Statutes and Regulations are duly observed, and he shall have all powers as are necessary for that purpose;
 - (b) convene the meetings of the Governing Council, the Executive Council, the Academic Council and shall perform all other acts, as may be necessary to give effect to the provisions of this Act;

* **Amended** vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

- (c) preside over the meetings of the Governing Council in the absence of the Chancellor;
- (d) be the competent authority to appoint the teachers, librarians, finance officer and other officers in consultation with the Chancellor on the recommendations of the selection committee appointed by the Executive Council thereof for that purpose in accordance with the guidelines prescribed;
- (e) be the competent authority to take disciplinary action against the above officers in accordance with the procedure prescribed;
- (f) have all powers relating to the maintenance of proper discipline in the University.
- (g) if, in his opinion, any emergency has arisen which requires that immediate action be taken, he shall take such action as he may deem fit and shall report the same for confirmation in the next meeting of the authority which, in the ordinary course, would have dealt with the matter.

21. Registrar:-

- *(1) The Registrar, who shall be an academic person in law not below the rank of a Professor shall be appointed by the Chancellor on the recommendation of the selection committee constituted by the Executive Council and headed by the Vice-Chancellor on such terms and conditions of service as the selection committee may specify subject to the provisions of the Statutes and Regulations.
- (2) The Registrar shall;
 - (a) Be ex-officio Secretary of all the authorities, committees and other bodies of the University and shall also be the Convenor of all the meetings. He shall note and maintain the minutes of the meetings;
 - (b) be the Principal adjutant of the Vice-Chancellor in all matters pertaining to the administration of the University. The Executive Council may entrust to him special responsibilities and powers;
 - (c) have the power to appoint, with the approval of the Vice-Chancellor, the non-teaching staff, including employees of last grade service and contingent staff in pursuance of the recommendations of the selection committee, appointed for that purpose, in the prescribed manner. He shall be the competent

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

authority to take disciplinary action against such employees in accordance with such procedure as may be prescribed;

- (d) comply with all direction and orders of the Executive Council and Vice-Chancellor;
- e) Be the custodian of records, common seal and such other property of the University as the Executive Council shall commit to his charge.

******(3) The term of appointment of the Registrar shall be for a Period of five years or till he attains the age of sixty –five years, whichever is earlier, and he shall be eligible for re-appointment by the Vice-Chancellor with the approval of the Chancellor.

22. Heads of Department:-

- (1) there shall be a head for each department in the University.
- (2) The powers, functions, appointments and conditions of service of the heads of the departments shall be as prescribed by the Regulations.

23. Other Officers and Employees:-

- (1) Subject to the Regulations made for the purpose, every officer or employees of the University shall be appointed in accordance with a written contract which shall be lodged with the University and a copy thereof shall be furnished to the officer or employees concerned.
- (2) Any dispute arising out of a contract between the University and any of its officers or employees shall, at the request of the officer or the employee concerned or at the instance of the University, be referred to a Tribunal for arbitration consisting of three members appointed by the Executive Council as prescribed by the Regulations.

24. Selection Committees:-

- (1) The Executive Council shall constitute various selection committees for appointment to the posts of officers and non-teaching staff, including last grade service and contingent staff. The procedure for appointment of members of selection committees and the procedure to be adopted by the committees shall be as may be prescribed by the Regulations.

25. Statutes and Regulations:-

- (1) the first Statutes of the University shall be made by the Vice-Chancellor with the approval of the Chancellor. They shall be placed before the

**** Inserted** vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

Governing Council at its first meeting, which may adopt them with or without modifications. Subsequent Statutes or modification in the Statutes shall be made by the Governing Council.

- (2) The first Regulations of the University shall be made by the Vice-Chancellor with the approval of the Chancellor. They shall be placed before the Executive Council at its first meeting which may adopt them with or without modifications. Subsequent Regulations or modification in the Regulations shall be made by the Executive Council.

*** 26. Appointment of first Vice-Chancellor and first Registrar:-**

Notwithstanding anything contained in this Act and the Statutes, the First Vice-Chancellor who shall be an academic person in law or an eminent jurist shall be appointed by the Chancellor and shall hold office of the Vice-Chancellor for a period of five years and the person so appointed shall be eligible for grant of extension in tenure by the Chancellor. The first Registrar who shall be an academic person in law and the rank of not less than a professor shall be appointed by the Chancellor on the recommendations of the Vice-Chancellor. The said officer shall hold office for a period of five years or till a regular Registrar is appointed, whichever is earlier.

27. Honorary Degrees:-

If not less than two-thirds of the members of the Academic Council recommend that a honorary degree or academic distinction be conferred on any person on the ground that he is, in their opinion, by reason of eminent attainment and position, fit and proper to receive such degree or academic distinction, the Governing Council may, by a resolution, decide that the same be conferred on the person recommended.

28. Withdrawal of Degree or Diploma:-

- (1) The Governing Council may, on the recommendation of the Executive Council, withdraw any distinction, degree, diploma or privilege conferred on, or granted to, any person, by a resolution passed by the majority of total membership of the Governing Council and by a majority of not less than two-third of the members of the Governing Council present and voting, at the meeting, if such person has been convicted by a court of law for an offence, which in the opinion of the Governing Council, involves moral turpitude or if he has been guilty of gross misconduct.

* Amended vide Delhi Act 7 of 2009 published in Delhi Gazette on 22.6.2009.

- (2) No action under sub-section (1) shall be taken against any person unless he has been given an opportunity to show cause against the action proposed to be taken.
- (3) A copy of the resolution passed by the Governing Council shall be immediately sent to the person concerned.
- (4) any person aggrieved by the decision of the Governing Council may appeal to the Chancellor within thirty days from the date of receipt of such resolution.
- (5) the decision of the Chancellor in such appeal shall be final.

29. Discipline:-

- (1) The final authority responsible for maintenance of discipline among the students of the University shall be the Vice-Chancellor. His directions in that behalf shall be carried out by the heads of departments, hostels and institutions.
- (2) Notwithstanding anything contained in sub-section (1) the punishment of debarring a student from an examination, or rustication from the University, or a hostel or an institution shall, on the report of the Vice-Chancellor, be considered and imposed by the Executive Council:

Provided that no such punishment shall be imposed without giving the students concerned a reasonable opportunity to show cause against the action proposed to be taken against him.

30. Deemed Validity of Appointments:-

Notwithstanding anything contained in any other law or instrument having the force of law for the time being in force, the appointments made to any post in the University in accordance with the Statutes and Regulations shall be deemed to be valid and in accordance with law.

31. Vacancy, etc. Not to Invalidate any act of Proceeding:-

No act or proceeding of the Governing Council, the Executive Council or any other authority or officer or body of the University shall be invalidated or questioned on the ground merely of the existence of any vacancy or defect in the constitution thereof.

32. Indemnity against General Proceedings:-

No suit, prosecution or other legal proceedings shall lie against the University or any authority or officer or employee of the University for anything which is in good faith done or intended to be done in pursuance

of the provisions of this Act, or the Statutes or Regulations or rules made there under.

33. Overriding Effects:-

The provisions of this Act and the Rules, Statutes and Regulations made there under shall have effect notwithstanding anything inconsistent contained therewith in any other law or instrument having the force of law for the time being in force.

34. Power to remove Difficulties:-

If any difficulty arises as to the first constitution or reconstitution of any authority of the University after the commencement of this Act or otherwise in giving effect to the provisions of this Act, the Chancellor may, by order, make such provisions not inconsistent with the provisions of this Act, as may appear to him to be necessary or expedient for removing the difficulty; Provided that no such order shall be made after the expiry of five years from the date of the commencement of this Act.

35. Sponsored Schemes:-

Whenever the University receives funds from any Government, the University Grants Commission or other agencies sponsoring a scheme to be executed by the University, notwithstanding anything in this Act or the regulations-

- (a) the amount received shall be kept by the University separately from the University fund and utilized only for the purpose of the scheme ;and
- (b) the staff required to execute the scheme shall be recruited in accordance with the terms and conditions stipulated by the sponsoring organization.

sd/-

(Rakesh Syal)

Joint Secretary (Law, Justice & L.A.)

GOVT. OF N.C.T. OF DELHI
DIRECTORATE OF HIGHER EDUCATION
B-WING, 2nd FLOOR, 5 SHAM NATH MARG, DELHI

No. F.14(7)/LA-2007/6531

Dated: 27th February, 2008

To

The Principal Secretary (Law),
Department of Law, Justice & L.A.,
Govt. of NCT of Delhi,
8th Level, C-Wing, Delhi Secretariat,
New Delhi

Sir,

I am directed to enclose herewith a copy of notification (Hindi & English Version) in respect of National Law School of Delhi University Act, 2007 (Delhi Act-1 of 2008) for your kind information.

Yours faithfully,

sd/-
(M.S. Sharma)
ADMN. OFFICER (Hr. Edn.)

Encl.: As above.

**(PUBLISHED IN PART-IV OF THE DELHI
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DIRECTORATE OF HIGHER EDUCATION
B-WING, 2nd FLOOR, 5 SHAM NATH MARG, DELHI**

No. F.14(7)/LA-2007/6531

Dated: February 22, 2008

NOTIFICATION

In exercise of the powers, conferred by Sub Section (2) of Section 1 of the National Law School of Delhi University Act, 2007 (Delhi Act 1 of 2008), the Lieutenant Governor of the National Capital Territory of Delhi, hereby appoints the 1st day of March, 2008 as the date on which the said Act shall come into force.

By order and in the name of the
Lieutenant Governor of the
National Capital Territory of Delhi

sd/-
(DR. G. NARENDRA KUMAR)
Secretary, Higher Education

